



General Assembly

February Session, 2014

Raised Bill No. 103

LCO No. 702



Referred to Committee on PUBLIC SAFETY AND SECURITY

Introduced by:
(PS)

***AN ACT CONCERNING COMPLIANCE WITH FIRE DEPARTMENT
APPARATUS MAINTENANCE STANDARDS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2014*) (a) Each municipal and
2 volunteer fire department shall maintain such department's fire
3 apparatus in compliance with safety, inspection and maintenance
4 regulations of the United States Department of Transportation and
5 maintain pump and aerial components of such department's fire
6 apparatus in compliance with inspection, maintenance and testing
7 requirements of standard 1911 of the National Fire Protection
8 Association.

9 (b) The failure of a fire department to comply with subsection (a) of
10 this section shall constitute negligence and, notwithstanding the
11 provisions of section 31-284 of the general statutes, any paid or
12 volunteer firefighter who sustains personal injury as a result of such
13 noncompliance may bring a civil action against such municipality to
14 recover damages for such injury in lieu of filing a claim for
15 compensation under chapter 568 of the general statutes. Governmental

16 immunity shall not be a defense in such action.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2014</i>	New section

Statement of Purpose:

To ensure that fire departments maintain their fire apparatus in an operationally safe condition.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]